

## Agricultural Marketing Service, USDA

## § 1260.141

### § 1260.127 Marketing.

*Marketing* means the sale or other disposition in commerce of cattle, beef or beef products.

### § 1260.128 Act.

*Act* means the Beef Promotion and Research Act of 1985, Title XVI, Subtitle A of the Food Security Act of 1985, Pub. L. 99-198 and any amendments thereto.

### § 1260.129 Customs Service.

*Customs Service* means the United States Customs Service of the United States Department of the Treasury.

### § 1260.130 Part and subpart.

*Part* means the Beef Promotion and Research Order and all rules and regulations issued pursuant to the Act and the order, and the order itself shall be a "subpart" of such Part.

### CATTLEMEN'S BEEF PROMOTION AND RESEARCH BOARD

### § 1260.141 Membership of Board.

(a) Beginning with the 2005, Board nominations and the associated appointments effective early in the year 2006, the United States shall be divided into 39 geographical units and 1 unit representing importers, and the number of Board members from each unit shall be as follows:

#### CATTLE AND CALVES <sup>1</sup>

State/unit	(1,000 head)	Directors
1. Alabama .....	1,390	1
2. Arizona .....	843	1
3. Arkansas .....	1,857	2
4. California .....	5,217	5
5. Colorado .....	2,700	3
6. Florida .....	1,757	2
7. Idaho .....	2,000	2
8. Illinois .....	1,367	1
9. Indiana .....	857	1
10. Iowa .....	3,517	4
11. Kansas .....	6,533	7
12. Kentucky .....	2,350	2
13. Louisiana .....	853	1
14. Michigan .....	1,003	1
15. Minnesota .....	2,467	2
16. Mississippi .....	1,063	1
17. Missouri .....	4,400	4
18. Montana .....	2,433	2
19. Nebraska .....	6,283	6
20. Nevada .....	507	1
21. New Mexico .....	1,547	2
22. New York .....	1,420	1
23. North Carolina .....	910	1
24. North Dakota .....	1,867	2
25. Ohio .....	1,233	1
26. Oklahoma .....	5,233	5
27. Oregon .....	1,400	1
28. Pennsylvania .....	1,637	2
29. South Dakota .....	3,767	4
30. Tennessee .....	2,227	2
31. Texas .....	13,833	14
32. Utah .....	887	1
33. Virginia .....	1,607	2
34. Wisconsin .....	3,333	3
35. Wyoming .....	1,387	1
36. Northwest .....	.....	1
Alaska .....	12	.....
Hawaii .....	153	.....
Washington .....	1,117	.....
Total .....	1,408	.....
37. Northeast .....	.....	1
Connecticut .....	57	.....
Delaware .....	24	.....
Maine .....	94	.....
Massachusetts .....	50	.....

CATTLE AND CALVES <sup>1</sup>—Continued

State/unit	(1,000 head)	Directors
New Hampshire .....	40	.....
New Jersey .....	45	.....
Rhode Island .....	6	.....
Vermont .....	285	.....
Total .....	600	.....
38. Mid-Atlantic .....	.....	1
District of Columbia .....	0	.....
Maryland .....	240	.....
West Virginia .....	400	.....
Total .....	640	.....
39. Southeast .....	.....	2
Georgia .....	1,260	.....
South Carolina .....	430	.....
Total .....	1,690	.....
40. Importer <sup>2</sup> .....	8,378	8

<sup>1</sup> 2002, 2003, and 2004, average of January 1 cattle inventory data.  
<sup>2</sup> 2001, 2002, and 2003, average of annual import data.

(b) The Board shall be composed of cattle producers and importers appointed by the Secretary from nominations submitted pursuant to the Act and regulations of this Part. A producer may only be nominated to represent the unit in which that producer is a resident.

(c) At least every three (3) years, and not more than every two (2) years, the Board shall review the geographic distribution of cattle inventories throughout the United States and the volume of imported cattle, beef, and beef products and, if warranted, shall reapportion units and/or modify the number of Board members from units in order to best reflect the geographic distribution of cattle production volume in the United States and the volume of imported cattle, beef, or beef products into the United States.

(d) The Board may recommend to the Secretary a modification in the number of cattle per unit necessary for representation on the Board.

(e) The following formula will be used to determine the number of Board members who shall serve on the Board for each unit:

(1) Each geographic unit or State that includes a total cattle inventory equal to or greater than five hundred thousand (500,000) head of cattle shall be entitled to one representative on the Board;

(2) States which do not have total cattle inventories equal to or greater than five hundred thousand (500,000) head of cattle shall be grouped, to the extent practicable, into geographically contiguous units each of which have a combined total inventory of not less than 500,000 head of cattle and such unit(s) shall be entitled to at least one representative on the Board;

(3) Importers shall be represented by a single unit, with the number of Board members representing such unit based upon a conversion of the total volume of imported cattle, beef or beef products into live animal equivalencies;

(4) Each unit shall be entitled to representation by an additional Board member for each one million (1,000,000) head of cattle within the unit which exceeds the initial five hundred thousand (500,000) head of cattle within the unit qualifying such unit for representation.

(f) In determining the volume of cattle within the units, the Board and the Secretary shall utilize the information received by the Board pursuant to §§1260.201 and 1260.202 industry data and data published by the Department.

[51 FR 26138, July 18, 1986, as amended at 55 FR 20445, May 17, 1990; 58 FR 12999, Mar. 9, 1993; 60 FR 62020, Dec. 4, 1995; 64 FR 3815, Jan. 26, 1999; 67 FR 11412, Mar. 14, 2002; 70 FR 7005, Feb. 10, 2005]